

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

CHEETAH OMNI LLC

Plaintiff,

vs.

ALCATEL-LUCENT USA, INC. ET AL.

Defendants.

US Circuit Court Judge Timothy B. Dyk

Civil Action No. 6:11-cv-390

Jury Demanded

DEFENDANTS TELLABS OPERATIONS, INC.'S, TELLABS INC.'S, AND
TELLABS NORTH AMERICA, INC.'S DEPOSITION DESIGNATIONS

Defendants' Tellabs Operations, Inc., Tellabs, Inc. and Tellabs North America, Inc. (collectively, "Tellabs") files and serves its Deposition Designations. Tellabs reserves the right to identify additional witnesses and designate additional deposition testimony once it has had the opportunity to review Plaintiff's Deposition Designations. Tellabs reserves the right to supplement these designations as may be appropriate.

Larry Fabiny June 12, 2012		Plaintiff's Objection to Designation	Tellabs' Response	Ruling
Start Page/Line	End Page/Line			<input type="checkbox"/> Sustained <input type="checkbox"/> Overruled <input type="checkbox"/> Obj. w/d <input type="checkbox"/> Desig. w/d <input type="checkbox"/> Amended
8:3	8:9			
62:12	62:24			
83:11	83:12			
83:16	84:2			
84:11	85:1			
85:4	85:6			
85:9	85:25			
87:4	87:5			

Larry Fabiny June 12, 2012		Plaintiff's Objection to Designation	Tellabs' Response	Ruling
Start Page/Line	End Page/Line			<input type="checkbox"/> Sustained <input type="checkbox"/> Overruled <input type="checkbox"/> Obj. w/d <input type="checkbox"/> Desig. w/d <input type="checkbox"/> Amended
87:15	88:11			
89:22	90:11			
90:16	90:18			

Jim Harlan March 20, 2013		Plaintiff's Objection to Designation	Tellabs' Response	Ruling
Start Page/Line	End Page/Line			<input type="checkbox"/> Sustained <input type="checkbox"/> Overruled <input type="checkbox"/> Obj. w/d <input type="checkbox"/> Desig. w/d <input type="checkbox"/> Amended
9:2	9:9			
9:22	9:24			
10:9	10:13			
21:19	22:8			
23:5	23:10			
23:14	23:16			
25:5	25:11			
29:9	29:25			
30:25	31:2			
31:11	31:22			
36:16	36:18			
37:4	37:6			
37:24	38:2			
40:22	41:1			
41:3	41:12			
41:18	41:24			
42:6	42:8			
42:17	42:20			
43:10	44:11			
44:23	46:18			
47:23	48:3			
48:18	48:22			
49:6	49:10			
49:16	49:17			

Jim Harlan March 20, 2013		Plaintiff's Objection to Designation	Tellabs' Response	Ruling
Start Page/Line	End Page/Line			<input type="checkbox"/> Sustained <input type="checkbox"/> Overruled <input type="checkbox"/> Obj. w/d <input type="checkbox"/> Desig. w/d <input type="checkbox"/> Amended
49:22	50:14			
50:16	51:1			
51:7	51:10			
51:16	51:25			
52:9	52:11			
52:14	53:18			
53:23	54:5			
54:11	54:17			
54:19	54:19			
58:13	58:21			
58:23	58:23			
59:6	59:7			
59:9	59:18			
59:21	59:21			
61:4	61:6			
61:16	62:2			
64:23	65:7			
65:14	65:20			
65:22	66:9			
67:14	68:1			
68:15	68:18			
68:21	68:24			
70:10	70:15			
70:19	71:7			
71:10	71:11			
75:15	76:1			
76:14	76:20			

Erich Ippen September 26, 2013¹		Plaintiff's Objection to Designation	Tellabs' Response	Ruling
Start Page/Line	End Page/Line			<input type="checkbox"/> Sustained <input type="checkbox"/> Overruled <input type="checkbox"/> Obj. w/d <input type="checkbox"/> Desig. w/d <input type="checkbox"/> Amended
7:24	8:2			
22:12	23:2			
25:1	25:6			
26:3	26:7			
26:9	26:11			
26:16	26:24			
27:1	27:6			
27:8	27:8			
28:15	28:20			
28:22	28:23			
30:14	30:19			
31:6	31:15			
34:20	34:24			
35:6	35:9			
35:11	35:12			
36:1	36:4			
36:6	36:7			
36:15	36:19			
36:21	36:22			
37:1	37:2			
37:4	37:4			
38:4	38:5			
38:7	38:7			
42:3	42:17			
42:23	43:2			
44:20	45:21			
45:25	46:7			
46:19	46:22			
52:13	53:5			
61:3	61:20			
73:8	73:21			

¹ Erich Ippen has been designated as Cheetah's Validity Expert. Tellabs intends to call Dr. Ippen as a witness at trial; however, in the event Dr. Ippen does not appear at trial, Tellabs will use the following excerpts from Dr. Ippen's 09/26/2013 deposition transcript.

Erich Ippen September 26, 2013¹		Plaintiff's Objection to Designation	Tellabs' Response	Ruling
Start Page/Line	End Page/Line			<input type="checkbox"/> Sustained <input type="checkbox"/> Overruled <input type="checkbox"/> Obj. w/d <input type="checkbox"/> Desig. w/d <input type="checkbox"/> Amended
74:8	74:17			
74:19	74:24			
80:6	80:8			
80:12	81:4			
81:18	81:24			
82:13	82:16			
82:18	83:2			
87:2	87:17			
89:2	89:6			
89:8	89:8			
90:16	91:3			
94:25	95:1			
95:3	95:16			
95:24	96:1			
96:6	96:9			
97:13	97:21			
98:24	99:3			
106:16	106:20			
109:24	110:3			
110:17	111:9			
114:17	114:19			
114:21	115:7			

Jack Kelly (Vol. I) March 28, 2012²		Plaintiff's Objection to Designation	Tellabs' Response	Ruling
Start Page/Line	Start Page/Line			<input type="checkbox"/> Sustained <input type="checkbox"/> Overruled <input type="checkbox"/> Obj. w/d <input type="checkbox"/> Desig. w/d <input type="checkbox"/> Amended

² Jack Kelly, Ph.D. is Vice President and Chief Technology Officer at CoAdna. Tellabs intends to call Dr. Kelly as a witness at trial; however, in the event Dr. Kelly does not appear at trial, Tellabs will use the following excerpts from Dr. Kelly's 03/28/2012 deposition transcript.

Jack Kelly (Vol. I) March 28, 2012²		Plaintiff's Objection to Designation	Tellabs' Response	Ruling
Start Page/Line	Start Page/Line			<input type="checkbox"/> Sustained <input type="checkbox"/> Overruled <input type="checkbox"/> Obj. w/d <input type="checkbox"/> Desig. w/d <input type="checkbox"/> Amended
7:25	8:1			
8:5	8:6			
9:16	9:18			
9:22	10:8			
14:17	14:19			
14:23	14:23			
15:2	15:2			
16:3	16:6			
17:12	18:3			
18:5	18:8			
18:11	18:14			
24:22	24:22			
25:5	25:6			
25:8	25:11			
25:13	25:14			
25:16	25:16			
25:19	25:20			
27:15	27:19			
29:5	29:6			
29:13	29:15			
42:4	42:17			
42:24	43:9			
46:18	46:23			
51:1	51:2			
52:19	52:19			
52:21	53:2			
53:5	53:5			
53:7	53:9			
53:11	53:11			
53:13	53:16			
54:7	54:8			
54:10	54:11			
55:9	55:15			
55:18	55:19			
56:2	56:6			
56:9	56:10			
56:12	56:16			

Jack Kelly (Vol. I) March 28, 2012²		Plaintiff's Objection to Designation	Tellabs' Response	Ruling
Start Page/Line	Start Page/Line			<input type="checkbox"/> Sustained <input type="checkbox"/> Overruled <input type="checkbox"/> Obj. w/d <input type="checkbox"/> Desig. w/d <input type="checkbox"/> Amended
56:18	56:19			
56:21	56:22			
57:16	57:19			
57:22	57:23			
58:9	58:12			
58:15	58:15			

Jack Kelly (Vol. II) July 19, 2013³		Plaintiff's Objection to Designation	Tellabs' Response	Ruling
Start Page/Line	End Page/Line			<input type="checkbox"/> Sustained <input type="checkbox"/> Overruled <input type="checkbox"/> Obj. w/d <input type="checkbox"/> Desig. w/d <input type="checkbox"/> Amended
108:18	109:10			
112:15	112:17			
112:19	113:12			
121:22	122:1			
122:7	122:14			
123:7	123:13			
124:3	124:9			
125:22	126:16			
126:21	127:3			
127:8	127:13			
128:20	129:4			
130:13	131:1			
131:11	131:19			
131:24	132:6			
132:11	132:17			
132:23	133:6			

³ Jack Kelly is Vice President and Chief Technology Office at CoAdna. Tellabs intends to call Dr. Kelly as a witness at trial; however, in the event Dr. Kelly does not appear at trial, Tellabs will use the following excerpts from Dr. Kelly's 07/19/2013 deposition transcript.

Jack Kelly (Vol. II) July 19, 2013³		Plaintiff's Objection to Designation	Tellabs' Response	Ruling
149:15	149:24			

Thomas Strasser October 30, 2013		Plaintiff's Objection to Designation	Tellabs' Response	Ruling
Start Page/Line	End Page/Line			<input type="checkbox"/> Sustained <input type="checkbox"/> Overruled <input type="checkbox"/> Obj. w/d <input type="checkbox"/> Desig. w/d <input type="checkbox"/> Amended
7:7	7:10			
8:18	8:25			
9:21	9:25			
12:25	13:6			
13:16	13:19			
13:22	13:23			
14:4	14:7			
14:18	15:4			
16:12	16:18			
19:7	19:11			
19:13	19:18			
22:1	22:6			
24:9	24:11			
24:14	24:16			
25:3	25:10			
25:13	25:17			
27:11	27:14			
27:16	27:22			
27:24	28:2			
31:10	31:12			
31:14	31:15			
31:16	31:20			
31:22	31:23			
35:7	35:11			
39:25	40:9			
41:11	41:23			
42:18	42:22			
43:10	43:15			
74:12	74:17			
74:20	74:23			

Dated: January 16, 2014

/s/ *Mark A. Dodd*

James P. Bradley
Attorney-in-Charge
Texas Bar No. 02826000
Email: jbradley@sidley.com
Mark A. Dodd
Texas Bar No. 24040815
Email: mdodd@sidley.com
Kelley A. Conaty
Texas Bar No. 24040716
Email: kconaty@sidley.com
SIDLEY AUSTIN LLP
717 N. Harwood, Suite 3400
Dallas, Texas 75201
(214) 981-3306 Telephone
(214) 981-3400 Facsimile

Richard F. O'Malley
(Lead Attorney)
Lisa A. Schneider
Robert D. Leighton
SIDLEY AUSTIN LLP
One South Dearborn
Chicago, IL 60603
(312) 853-7000 Telephone
(312) 853-7036 Facsimile

*Attorneys For Defendants Tellabs, Inc.,
Tellabs Operations, Inc., and Tellabs North
America, Inc.*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3), on January 16, 2014.

/s/ Mark A. Dodd
